

**CITY OF LOCKPORT**  
**CORPORATION PROCEEDINGS**

Lockport Municipal Building

Regular Meeting  
Official Record

October 16, 2013  
6:00 P.M.

Mayor Michael W. Tucker called the meeting to order.

**ROLL CALL**

The following Common Council members answered the roll call:

Aldermen Kibler, Lombardi, McCaffrey, Fogle, Schrader, and Genewick.

**RECESS**

Recess for public input.

**101613.1**

**APPROVAL OF MINUTES**

On motion of Alderman McCaffrey, seconded by Alderman Lombardi, the minutes of the Regular Meeting of October 2, 2013 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**FROM THE MAYOR**

**Appointments:**

10/8/13        John W. Haenle IV, 40 Cleveland Place, Lockport, NY – appointed as Sign Maintenance Worker effective October 11, 2013. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service rules and regulations.  
Received and filed.

**FROM THE CITY CLERK**

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments.  
Referred to the Finance Committee.

**Communications** (which have been referred to the appropriate City officials)

**Notice of Defect:**

10/7/13 204 Lock Street, Lockport, NY – trees  
10/8/13 215 Akron Street, Lockport, NY – tree  
10/9/13 135 Grant Street, Lockport, NY – trees  
10/10/13 15 Harding Avenue, Lockport, NY – tree  
10/11/13 457 Washburn Street, Lockport, NY – tree

Referred to the Director of Engineering.

**Notice of Petition:** (To review real property tax assessment pursuant to Article 7 of the Real Property Tax Law)

10/3/13 SKD Villager Associates –vs- Assessor, City of Lockport and The Board of Assessment Review of the City of Lockport, County of Niagara and Lockport City School District

Referred to the City Assessor.

**Notice of Motion for Summary Judgement:**

10/3/13 David Mongielo –vs- William E. Jones, Kevin Lucinski, David P. Barrancotta, John Doe #1, John Doe #2, John Doe #3, John Doe #4, John J. Ottaviano, William J. Watson, Bob Adams, Lockport City Court, Joel M. Grundy  
Referred to the Corporation Counsel.

**Notice of Claim:**

9/20/13 Thomas & Sandra Scrace, 17 Alanview Drive, Lockport, NY  
9/20/13 Bernadette & Trait Smith, 51 Lindhurst Drive, Lockport, NY  
9/26/13 Dennis & Paula Costello, 9 W Remick Parkway, Lockport, NY  
9/26/13 David Ulrich, 429 Pine Street, Lockport, NY  
9/27/13 Richard & Michelle Landshaft, 418 Pine Street, Lockport, NY  
10/11/13 Joyce Hilderbrandt, 188 Grand Street, Lockport, NY  
10/11/13 Kurt Lewis, 100 Regent Street, Lockport, NY

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS****101613.2**

By Alderman Genewick:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on October 18, 2013.

Seconded by Alderman Kibler and adopted. Ayes 6.

**101613.3**

By Alderman Genewick:

Resolved, that claims authorized for payment by the Director of Planning and Development, and subsequently paid from the Community Development Escrow Account, be and the same are hereby approved.

Seconded by Alderman Lombardi and adopted. Ayes 6.

**101613.4**

By Alderman Genewick:

Resolved, that resolution # 100213.6 adopted by the Common Council at their October 2, 2013 meeting, amending the Public Hearing relative to the proposed 2014 City Tax Budget, be and the same is hereby amended to change the Public Hearing date to Wednesday, November 13, 2013.

Seconded by Alderman McCaffrey and adopted. Ayes 6.

**101613.5**

By Alderman Fogle:

Resolved that the Municipal Building parking lot be closed beginning at noon on Friday October 25, 2013 for a Halloween Party from 5:00 to 8:00 p.m., and be it further

Resolved, that the Director of Engineering is hereby authorized and directed to arrange for delivery of the stage, barricades and waste receptacles to the area prior to the event.

Seconded by Alderman Schrader and adopted. Ayes 6.

**101613.5A**

By Alderman Schrader:

Whereas, the Gulf Stream Interceptor sewer is leaking raw sewage into the Gulf Stream, and

Whereas, accessibility to repair site requires specialized equipment and manpower beyond the capabilities of city forces, and

Whereas, immediate repair of the leaking sewer is required to protect the environment, now therefore be it

Resolved, that the mayor is hereby authorized and directed to declare an emergency declaration and is also hereby authorized and directed to enter into contract with Yarussi Construction, Inc., 5650 Simmons Avenue, Niagara Falls, NY to repair said sewer issue on a time and material basis plus 5%.

Seconded by Alderman Fogle and adopted. Ayes 6.

**101613.5B**

By Alderman Lombardi:

Resolved, that permission is hereby granted to barricade Livingston Place (from East Avenue to East Union Street) from 6:00 p.m. to 10:00 p.m. on October 31, 2013 for a Halloween party, and be it further

Resolved, that permission is granted to have a petting zoo to raise funds to benefit Lakeview Animal Sanctuary, and be it further

Resolved, that the Director of Engineering be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to the event.

Seconded by Alderman Genewick and adopted. Ayes 6.

**101613.6****ADJOURNMENT**

At 6:10 P.M. Alderman McCaffrey moved the Common Council be adjourned until 6:00 P.M., Wednesday, November 6, 2013.

Seconded by Alderman Fogle and adopted. Ayes 6.

RICHELLE J. PASCERI  
City Clerk